

1 HONORABLE RONALD B. LEIGHTON  
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9 UNITED STATES DISTRICT COURT  
10 WESTERN DISTRICT OF WASHINGTON  
11 AT TACOMA

12 JAMES P. MILLER

13 Plaintiff,

14 v.

15 MICHAEL G. MORSE and THERESA B.  
16 MORSE, husband and wife, and MORSE  
TECHNOLOGIES LLC,

17 Defendants.

18 Case No. C07-5642RBL

19 ORDER GRANTING DEFENDANTS'  
20 MOTION FOR CONTINUANCE OF  
21 SUMMARY JUDGMENT MOTION  
22 PURSUANT TO FRCP 56(f)

23 The matter comes before the Court on Plaintiff's Motion and Memorandum for Summary Judgment  
24 [Dkt. # 9]. The Court has reviewed the pleadings filed in support of Plaintiff's motion, the Defendants'  
25 pleadings filed in response [Dkt. # 10, # 11, # 12, & #13], and the Plaintiff's reply [Dkt. #14]. The Court  
finds that the Defendant has shown that further discovery is needed in order to present facts essential to  
their opposition to the Plaintiff's motion. The Defendants' request for a continuance of Plaintiff's  
summary judgment motion pursuant to Federal Rule of Civil Procedure 56(f) is GRANTED. The  
Plaintiff's motion for summary judgment shall be re-noted for Friday, May 30, 2008.

26 IT IS SO ORDERED.

27 Dated this 26<sup>th</sup> day of February, 2008.

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RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE